Basel, 25.11.2014

Form 210A (10/06)

# **United States Bankruptcy Court** Southern District Of New York

Case Nos. 08-13555 (JMP)

(Jointly Administered)



## NOTICE OF PARTIAL TRANSFER OF CLAIM OTHER THAN FOR SECURITY, PURSUANT TO FED. R. BANKR. P. 3001(e)(2)

A CLAIM HAS BEEN FILED IN THIS CASE, by Credit Suisse AG (the "Transferor"), against Lehman Brothers Holdings Inc., which has been designated as Claim No. 55829 (the "Claim"). Transferee (as that term is defined below) hereby gives evidence and notice, pursuant to Fed. R. Bankr. P. Rule 3001(e)(2), of the transfer, other than for security, of a ratable portion of the Claim, in the nominal amount of 30 Units (the "Transferred Portion"). For the avoidance of doubt, the Transferred Portion relates to ISIN XS0302356737 only. Transferor is retaining the remaining portion of the Claim. A copy of the Evidence of Transfer of Claim (the "Evidence of Transfer") is attached hereto as Exhibit "A" and is incorporated by reference.

### Name of Transferee

Bank J. Safra Sarasin Ltd

Name and Address where notices to Transferee should be sent:

In re Lehman Brothers Holdings Inc., et al.,

Bär & Karrer AG Brandschenkestrasse 90 CH-8027 Zurich Switzerland Attn: Peter Hsu Tel.: +41 58 261 50 00

- with a copy to -Bank J Safra Sarasin Ltd Elisabethenstrasse 62, P.O. Box CH-4002 Basel Switzerland

Attn: Frank Link, Senior Legal Counsel, Legal Frontand Back-Office Functions

Tel.:+41 (0) 58 317 45 83

Patrick Gribi, Head Legal Front- and Back-Office

**Functions** 

Tel.: +41 (0) 58 317 40 67

Last Four Digits of Acct #: 4002

Name and Address where transferee payments should be sent (if different from above):

Name of Transferor

Credit Suisse AG

Name and Address where notices to Transferor should be sent:

Credit Suisse AG 1 Madison Avenue New York, NY 10010 Attn: Allen Gage Tel.: +1 212 538 9137

- with a copy to -

Cravath, Swaine & Moore LLP Worldwide Plaza 825 Eighth Avenue New York, NY 10019 Attn: Richard Levin Tel.: +1 212 474 1135

Last Four Digits of Acct. #: N/A

Name and Address where transferee payments should be sent (if different from above):
Bank J Safra Sarasin Ltd
Elisabethenstrasse 62,

P.O. Box

CH-4002 Basel

Switzerland

Attn: Frank Link, Senior Legal Counsel, Legal Front-

and Back-Office Functions Tel.:+41 (0) 58 317 45 83

Patrick Gribi, Head Legal Front- and Back-Office

**Functions** 

Tel.: +41 (0) 58 317 40 67

Court Claim # (if known): 55829 Date Claim Filed: October 29, 2009 Transferred Portion: 30 Units

I declare under penalty of perjury that the information provided in this notice is true and correct to the best of my knowledge and belief.

By: \_\_\_\_\_\_Transferee

Date: 25.11.7014

Name: Frank Link

Title: Vice President

Title: Executive Director

By: \_\_\_\_/\(\text{Transferee}\)

Transferee 

Name: Patrick Gribi

Date: 25 11-2014

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C §§ 152 & 3571.

Exhibit A

### **EVIDENCE OF TRANSFER OF CLAIM**

#### TO: THE DEBTOR AND THE BANKRUPTCY COURT

For value received, the adequacy and sufficiency of which are hereby acknowledged, Credit Suisse AG ("Transferor") unconditionally and irrevocably transferred to Bank J. Safra Sarasin AG ("Transferee") all of its right, title, interest, claims and causes of action in and to or arising under or in connection with the portion of its claim Claim Nr. 55829 relating to the securities with International Securities Identification Numbers listed on Schedule I hereto against Lehman Brothers Holdings, Inc. (the "Debtor"), Chapter 11 Case No.: 08-13555 (JMP) (Jointly Administered), United States Bankruptcy Court for the Southern District of New York (the "Bankruptcy Court").

Transferor hereby waives any objection to the transfer of the claim to Transferee on the books and records of the Debtor and the Bankruptcy Court and hereby waives to the fullest extent permitted by law any notice or right to a hearing as may be imposed by Rule 3001 of the Federal Rules of Bankruptcy Procedure, the Bankruptcy Code, applicable local bankruptcy rules or applicable law. Transferor acknowledges and understands, and hereby stipulates, that an order of the Bankruptcy Court may be entered without further notice to Transferor regarding the transfer of the foregoing claim and recognizing the Transferee as the sole owner and holder of the claim. Transferor further directs the Debtor, the Bankruptcy Court and all other interested parties that all further notices relating to the claim, and all payments or distributions of money or property in respect of claim, shall be delivered or made to the Transferee.

IN WITNESS WHEREOF, this EVIDENCE OF TRANSFER OF CLAIM IS EXECUTED ON November 11, 2014.

Credit Suisse AG

By:\_\_\_\_

Name: Adrian Graf

Title: AVP

Name: Rita von Wyl

Title: AVP

# **SCHEDULE I**

## **Lehman Programs Securities Related to Transferred Portion of Claim:**

ISIN	Court Claim #	Date Claim Filed	Issuer	Number of Units or Currency and Nominal Amount
XS0302356737	55829	October 29, 2009	Lehman Brothers Securities NV	Units 30

Dr. Peter Hsu Rechtsanwalt, LL.M. +41 58 261 53 94 peter.hsu@baerkarrer.ch

> BÄR & KARRER

### By courier

Epiq Bankruptcy Solutions, LLC Attn: Lehman Brothers Holdings Claims Processing 757 Third Avenue, 3<sup>rd</sup> Floor New York, NY 10017 USA

Zurich, 2 December 2014 367674/312/wed/x24176306.doc

## Bank J. Safra Sarasin Ltd Partial Transfers of Claim other than for Security, Epiq Claim No. 55829

Dear Madam, dear Sir,

In the name and on behalf of the transferee Bank J. Safra Sarasin Ltd (formerly Bank Sarasin & Co. Ltd), we are sending you enclosed the following eight original copies of the completed 210A transfer forms (Enclosures 1.1 to 1.8), including copies of the evidence of transfer of claim regarding the partial transfer of claim no. 55829 against Lehman Brothers Holdings Inc.:

- Partial Transfers of Claim other than for Security, Epiq Claim No. 55829/ ISIN No. XS0325369725 (Enclosure 1.1; regarding name change see Enclosures 1.9, 1.10 and 1.11);
- Partial Transfers of Claim other than for Security, Epiq Claim No. 55829/ ISIN No. XS0302356737 (Enclosure 1.2);
- Partial Transfers of Claim other than for Security, Epiq Claim No. 55829/ ISIN No. XS0325369725 (<u>Enclosure 1.3</u>; regarding name change see <u>Enclosures 1.9</u>, 1.10 and 1.11);
- Partial Transfers of Claim other than for Security, Epiq Claim No. 55829/ ISIN No. XS0299103084 (<u>Enclosure 1.4</u>; regarding name change see <u>Enclosures 1.9</u>, 1.10 and 1.11);
- Partial Transfers of Claim other than for Security, Epiq Claim No. 55829/ ISIN No. XS0302356737 (<u>Enclosure 1.5</u>);

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  - Partial Transfers of Claim other than for Security, Epiq Claim No. 55829/ ISIN No. CH0036891429 (<u>Enclosure 1.6</u>; regarding name change see <u>Enclosures 1.9</u>, 1.10 and 1.11);
  - Partial Transfers of Claim other than for Security, Epiq Claim No. 55829/ ISIN No. XS0339537390 (Enclosure 1.7; regarding name change see Enclosures 1.9, 1.10 and 1.11);
  - Partial Transfers of Claim other than for Security, Epiq Claim No. 55829/ ISIN No. XS0267329307 (Enclosure 1.8).

The transferor is Credit Suisse AG.

Bank Sarasin & Co. Ltd changed its name into Bank J. Safra Sarasin Ltd. For evidence of the name change, please see a copy of the related media releases (<u>Enclosures 1.9 and 1.10</u>) and the company's entry in the commercial register (<u>Enclosure 1.11</u>) (see partial transfer of claims referred in the relating transfer documents: <u>Enclosures 1.1, 1.3, 1.4, 1.6 and 1.7</u>). Please use the new company name for the registration.

Sincerely yours,

Peter Hsu

**Enclosures** 

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Dr. Peter Hsu Rechtsanwalt, LL.M. +41 58 261 53 94 peter.hsu@baerkarrer.ch

> BÄR & KARRER

### By courier

Epiq Bankruptcy Solutions, LLC Attn: Lehman Brothers Holdings Claims Processing 757 Third Avenue, 3rd Floor New York, NY 10017 USA

Zurich, 2 December 2014 367674/312/wed/x24176302.doc

Bank J. Safra Sarasin Ltd Partial Transfers of Claim other than for Security, Epiq Claims No. 55829, No. 55814-27, No. 35896 and No. 51762

Dear Madam, dear Sir,

In the name and on behalf of the transferee Bank J. Safra Sarasin Ltd (formerly Bank Sarasin & Co. Ltd), we are sending you enclosed 11 original copies of the completed 210A transfer forms, including copies of the evidence of transfer of claim regarding the partial transfer of claims (referring to claims no. 55829, no. 55814-27, no. 35896 and no. 51762) against Lehman Brothers Holdings Inc. by the following transferors:

- 1. Credit Suisse AG (see package 1);
- 2. Neue Aargauer Bank AG (see package 2);
- 3. BNP Parisbas (Suisse) SA (see package 3); and
- 4. HSBC Private Bank (Suisse) S.A. (see package 4).

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As indicated above, Bank Sarasin & Co. Ltd changed its name into Bank J. Safra Sarasin Ltd. For evidence of the name change, please see a copy of the related media releases and the company's entry in the commercial register attached to the relevant packages including copies of the transfer forms where the former name has still been used in the evidence of transfer of claim (see package 1 and 2).

Sincerely yours,

Peter Hsu

**Enclosures** 

